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MARTIN & FERRARO, LLP
ATTORNEYS AT LAW
1557 Lake O'Pines Street, NE
Hartsville, Ohio 44632

Telephone
(330) 877-0700

Facsimile
(330) 877-2030

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TO:

Name: Mail Stop AMENDMENT
Group Art Unit 3733/Examiner James L. Swiger III

Firm: U.S. Patent & Trademark Office

Fax No.: 571-273-8300

Subject: U.S. Patent Application No. 10/675,820

Gary K. Michelson

Filed: September 30, 2003

DYNAMIC GUARD

Attorney Docket No. 101.0093-01000

Customer No. 22882

Confirmation No.: 6670

FROM:

Name: Thomas H. Martin, Esq.

Phone No.: 330-877-2277

No. of Pages (including this): 4

Date: September 18, 2007

Confirmation Copy to Follow: NO

Message:**CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8**

I hereby certify that the attached Transmittal Form (in duplicate: total amount of \$180.00 to cover the IDS fee is to be charged to Deposit Account No. 50-3726) and Information Disclosure Statement Under 37 C.F.R. § 1.97(c) with Form PTO/SB/08 are being facsimile transmitted to the U.S. Patent and Trademark Office on September 18, 2007.


Sandra L. Blackmon

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PATENT
Attorney Docket No. 101.0093-01000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Gary K. Michelson
Serial No.: 10/675,820
Filed: September 30, 2003
For: DYNAMIC GUARD

) Confirmation No.: 6670
)
) Group Art Unit: 3733
) Examiner: James L. Swiger III
)

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Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), applicant brings to the attention of the Examiner the documents listed on the attached Form PTO/SB/08. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), the fee of \$180.00 as specified by Section 1.17(p) is to be charged to Deposit Account No. 50-3726.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

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Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-3726.

Respectfully submitted,

MARTIN & FERRARO, LLP

Date: September 18, 2007

By: Thomas H. Martin
Thomas H. Martin
Registration No. 34,383

1557 Lake O'Pines Street, NE
Hartville, Ohio 44632
Telephone: (330) 877-0700
Facsimile: (330) 877-2030

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OMB 0651-0031

Substitute for FORM PTO-1449		Attorney Docket Number 101.0093-01000		Customer No. 22882		
INFORMATION DISCLOSURE CITATION IN AN APPLICATION		Applicant Gary K. Michelson		Application Number 10/675,820		
(Use several sheets if necessary) Sheet <u>1</u> of <u>1</u>		Filing Date September 30, 2003		Group Art Unit 3733		Examiner J. Swiger
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	514,799	2/1894	Wildt			
	605,652	6/1868	Pitt			
	611,038	9/1898	Lohman			
	617,247	1/1899	Gholson			
	1,635,137	7/1927	Mullens			
	4,130,938	12/1978	Uhlmann			
	4,690,132	9/1987	Bayer et al.			
	5,785,647	7/1998	Tompkins et al.			
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	5,885,210	3/1999	Cox			
	5,910,174	6/1999	Finn			
	5,951,564	9/1999	Schroder et al.			
	6,010,509	1/2000	Delgado et al.			
	6,012,363	1/2000	Minklin			
	6,096,046	8/2000	Weiss			
	6,159,215	12/2000	Urbahns et al.			
	6,193,563	10/2000	Cosgrove et al.			
	6,224,604	5/2001	Suddaby			
	6,309,349	10/2001	Bertolero et al.			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION (YES/NO)
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
EXAMINER		DATE CONSIDERED				
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.						